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## DECLARATION

As a below-named inventor, I(we) hereby declare that:

### TYPE OF DECLARATION

This declaration is of the following type:

- ☐ original
- ☐ design
- ☐ supplemental
- ☐ national stage of PCT
- ☐ divisional
- ☐ continuation
- ☒ continuation-in-part (CIP)

### INVENTORSHIP DECLARATION

My residence, post office address, and citizenship are as stated below next to my name;

I verily believe I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### IMPROVED LONGITUDINALLY FLEXIBLE EXPANDABLE STENT

the specification of which:

- a) ☒ is being filed concurrently herewith
- b) ☐ was filed on \_\_\_\_\_ and assigned Serial No. \_\_\_\_\_
- c) ☐ was filed as PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and amended under PCT Article 19 on \_\_\_\_\_.

### ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56 including information occurring between the filing date of any prior application of which the present application is a continuation-in-part.

- ☐ In compliance with this duty there is attached an Information Disclosure Statement.  
37 CFR 1.97.

### PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d), of any foreign application(s) for patent or inventor's certificate or of any PCT international applications(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international applications(s) designating at least one country other than the United States of America filed by me having the same subject matter having a filing date before that of the application on which priority is claimed.

- a) ☒ no such applications have been filed.  
b) ☐ such applications have been filed as follows:

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35 United States Code, §119(e) of any United States provisional application identified below.

- a) ☒ no such applications have been filed.  
b) ☐ such applications have been filed as follows:

U.S. APPLICATIONS	
APPLICATION NUMBER	U.S. FILING DATE
1.	
2.	

#### CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATIONS(S) UNDER 35 U.S.C. §120

I hereby claim the benefit under Title 35, United States Code, §120 of any United States applications(s) or PCT international applications(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior applications(s) in the manner provided by the first paragraph of Title 35, United States Code, §112; I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior applications(s) and the national or PCT international filing date of this application.

- a) ☐ no such applications have been filed.  
b) ☒ such applications have been filed as follows:

U.S. APPLICATIONS	
APPLICATION NUMBER	U.S. FILING DATE
1. 08/511,076	AUGUST 3, 1995
2.	
PCT APPLICATIONS DESIGNATING THE U.S.	
PCT APPLICATION NO.	PCT FILING DATE
3.	

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Telephone calls and correspondence should be directed to: Jonathan Grad, VIDAS, ARRETT & STEINKRAUS, P.A., Suite 2000, 6109 Blue Circle Drive, Minnetonka, MN 55343-9131, Telephone: (612) 563-3000, Facsimile: (612) 563-3001.

**First Inventor**

Full name:

Brian J. Brown

Inventor's signature:



Date:

Nov 18, 98

Citizenship:

United States of America

Post office Address:

178 Jandel Avenue  
Hanover, MN 55341

Residence:

(If different than above)

**Second Inventor**

Full name:

Michael Davis

Inventor's signature:



Date:

Nov 18, 98

Citizenship:

United States of America

Post office Address:

22020 Stratford Place  
Shorewood, MN 55311

Residence:

(If different than above)

**Third Inventor**

Full name:

David Friesen

Inventor's signature:



Date:

Nov 18, 98

Citizenship:

United States of America

Post office Address:

8149 Sierra Parkway  
Brooklyn Park, MN 55444

Residence:

(If different than above)

**Fourth Inventor**

Full name:

Timothy J. Ley

Inventor's signature:



Date:

Nov 19, 1998

Citizenship:

United States of America

Post office Address:

668 Highway 96 West  
Shoreview, MN 55126-1905

Residence:

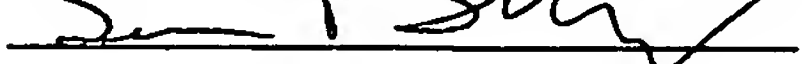
(If different than above)

**Fifth Inventor**

Full name:

Sean P. Skubitz

Inventor's signature:



Date:

Nov 18, 1998

Citizenship:

United States of America

Post office Address:

1024 Island Lake Avenue  
Shoreview, MN 55126

Residence:

(If different than above)

**Sixth Inventor**

Full name:

Inventor's signature:

Date:

Citizenship:

Post office Address:

Residence:

(If different than above)



PTAS

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466
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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

REEL/FRAME: 9603/0249  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

DOC DATE: 11/18/1998

DOC DATE: 11/18/1998

DOC DATE: 11/18/1998

DOC DATE: 11/19/1998

DOC DATE: 11/18/1998

ASSIGNEE:  
SCIMED LIFE SYSTEMS, INC.  
ONE SCIMED PLACE  
MAPLE GROVE, MINNESOTA 55311-1566

162054

9603/0249 PAGE 2

SERIAL NUMBER: 09197278  
PATENT NUMBER:

FILING DATE: 11/20/1998  
ISSUE DATE:

SHARMALLA SIMPSON, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

12-01-1998



100911811

Form PTO-1595  
1-31-92

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

U.S. PTO  
09/197278

11/20/98

RECORDATION FORM COVER SHEET  
PATENTS ONLY

MAD 11-20-98

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
Brian J. Brown; Michael Davis; David Friesen;  
Timothy J. Ley; Sean P. Skubitz

Additional name(s) of conveying party(ies)  
attached? ☐ Yes ☒ No

3. Nature of Conveyance:  
☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: 11/18/98, 11/18/98, 11/18/98,  
11/19/98 and 11/18/98 respectively

2. Name and address of receiving party(ies):  
Name: **SCIMED LIFE SYSTEMS, INC.**

Internal Address:

Street Address: **One SciMed Place**

City: **Maple Grove** State: **MN** Zip: **55311-1566**

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed with a new application, the execution date of the application is: 11/18/98 and 11/19/98

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom  
correspondence concerning document should be  
mailed:

**Jonathan Grad**  
**Vidas, Arrett & Steinkraus, P.A.**  
**Suite 2000, 6109 Blue Circle Drive**  
**Minnetonka, MN 55343-9131**

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$40.00

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit Account Number: **22-0350**

(Attach duplicate of this page if paying by deposit account)

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9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Jonathan Grad

Signature

20 November 1998

Date

Total number of pages including cover sheet, attachments, and document: 2

OMB No. 0651-011 (exp. 4/94)

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12/01/1998 DNGUYEN 00000035 09197278

Commissioner of Patents and Trademarks

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Box Assignments

Washington, D.C. 20231



UTILITY/DESIGN PATENT  
Docket No. S63.2-6769

ASSIGNMENT

WHEREAS, I(we), Brian J. Brown; Michael Davis; David Friesen; Timothy J. Ley; Sean P. Skubitz  
residing at 178 Jandel Avenue, Hanover, MN 55341; 22020 Stratford Place, Shorewood, MN 55311; 8149  
Sierra Parkway, Brooklyn Park, MN 55444; 668 Highway 96 West, Shoreview, MN 55126-1905; 1024 Island  
Lake Avenue, Shoreview, MN 55126  
have invented and own the entire United States right, title and interest in an invention for:

IMPROVED LONGITUDINALLY FLEXIBLE EXPANDABLE STENT

disclosed in my application for United States Letter Patent filed:

- ☒ concurrently herewith  
☐ on \_\_\_\_\_ and assigned Serial No. \_\_\_\_\_; and

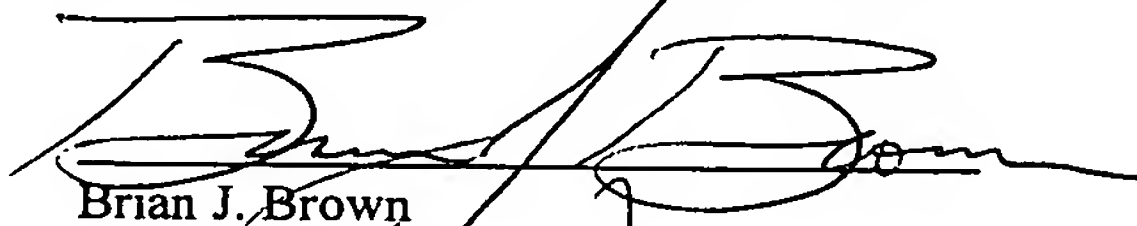
I hereby authorize and request any attorney of Vidas, Arrett & Steinkraus, P.A., Suite 2000,  
6109 Blue Circle Drive, Minnetonka, MN 55343-9131, to insert the filing date and application number of said  
application above when known.

WHEREAS, SCIMED LIFE SYSTEMS, INC. ("Assignee"), a corporation organized and  
existing under and by virtue of the laws of the State of MINNESOTA, and having its principal place of  
business at One SciMed Place, Maple Grove, MN 55311-1566, is desirous of acquiring the entire right, title,  
and interest in and to said invention, to said application for any and all countries, to any and all Letters Patent,  
and to any and all Design Letters Patent of any and all countries which may be granted thereon;

NOW, THEREFORE, Be It Known that for good and valuable consideration, the receipt of all  
of which is hereby acknowledged, I(we) hereby sell, assign, and transfer unto Assignee, its successors, and  
assigns, the entire right, title and interest, legal and equitable, in and to said invention, to said application for  
any and all countries, to any and all Letters Patent, and to any and all Design Letters Patent of any and all  
countries which may be granted thereon; and the Commissioner of Patents and Trademarks is hereby authorized  
and requested to issue all Letters Patent and all Design Letters Patent which may be granted to said invention to  
Assignee.

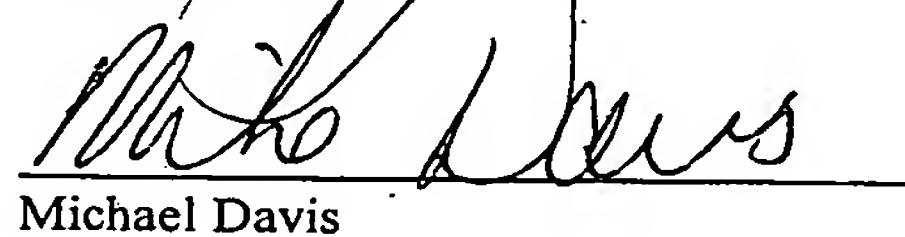
Dated: Nov 18, 98

First Inventor's Signature:  
First Inventor's Name:

  
Brian J. Brown

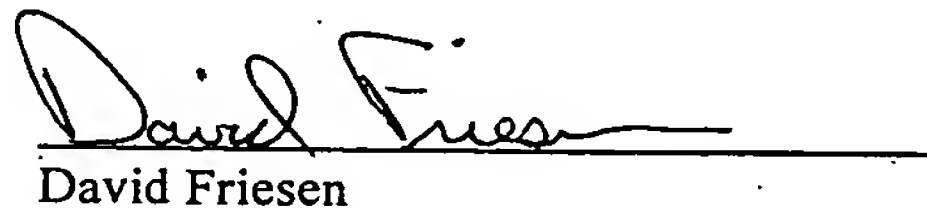
Dated: Nov 18, 98

Second Inventor's Signature:  
Second Inventor's Name:

  
Michael Davis

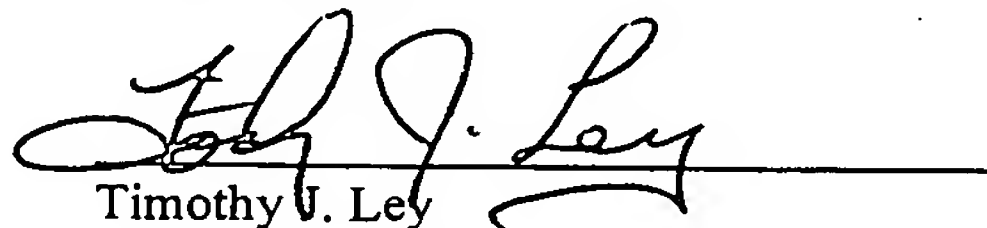
Dated: Nov 18, 98

Third Inventor's Signature:  
Third Inventor's Name:

  
David Friesen

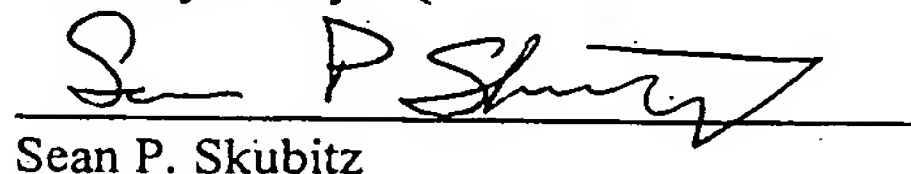
Dated: Nov. 19, 98

Fourth Inventor's Signature:  
Fourth Inventor's Name:

  
Timothy J. Ley

Dated: Nov 18, 1998

Fourth Inventor's Signature:  
Fourth Inventor's Name:

  
Sean P. Skubitz



UTILITY/DESIGN PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):	Brian J. Brown et al
Title:	IMPROVED LONGITUDINALLY FLEXIBLE EXPANDABLE STENT
Filed:	<input checked="" type="checkbox"/> concurrently herewith <input type="checkbox"/> on _____ and assigned Serial No. _____

Assistant Commissioner for Patents  
Washington, DC 20231

Docket No: S63.2-6769

POWER OF ATTORNEY FROM ASSIGNEE

As assignee of record of the entire interest of the above identified patent application, **SCIMED LIFE SYSTEMS, INC.** hereby appoints the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Jonathan Grad	Reg. No. 41,795
Oliver F. Arrett	Reg. No. 22,117
Scott Q. Vidas	Reg. No. 30,812
Walter J. Steinkraus	Reg. No. 29,592
Richard A. Arrett	Reg. No. 33,153
Robert O. Vidas	Reg. No. 20,164
Leoniede M. Brennan	Reg. No. 35,832
Jane H. Arrett	Reg. No. 33,355
William E. Anderson, II	Reg. No. 37,766

all of Vidas, Arrett & Steinkraus, P.A., Suite 2000, 6109 Blue Circle Drive, Minnetonka, MN 55343-9131, Telephone: (612) 563-3000, Facsimile: (612) 563-3001, and hereby authorizes them to act and rely on instructions from, and to communicate directly with, the firm or person which sent this case to Vidas, Arrett & Steinkraus, P.A., unless or until it instructs Vidas, Arrett & Steinkraus P.A., in writing to the contrary.

Dated this 19<sup>th</sup> day of November, 1998.

(Company Name)

SCIMED LIFE SYSTEMS, INC.

(Signature)

By:

(typed name)

Luke Dohmen

(title)

Its:

Senior Patent Counsel

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Brian J. Brown, Michael Davis, David Friesen, Timothy J. Ley and Sean Skubitz
Application No.:	Not Assigned
Filed:	Not Assigned
For:	Improved Longitudinally Flexible Expandable Stent
Group Art Unit:	Not Assigned

Mail Stop \_\_\_\_\_  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Docket No.: S63.2B-6769-US05

## ASSIGNEE'S STATEMENT OF OWNERSHIP 37 CFR 3.73(B)

**Scimed Life Systems, Inc.,** is the assignee of the entire right, title and interest in the patent application identified above by virtue of:

A. ☒ An assignment from the inventor(s) of the patent application identified above. A photocopy of the Assignment is enclosed. The original Assignment is being mailed to Assignment Branch for recording.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From : \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From : \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

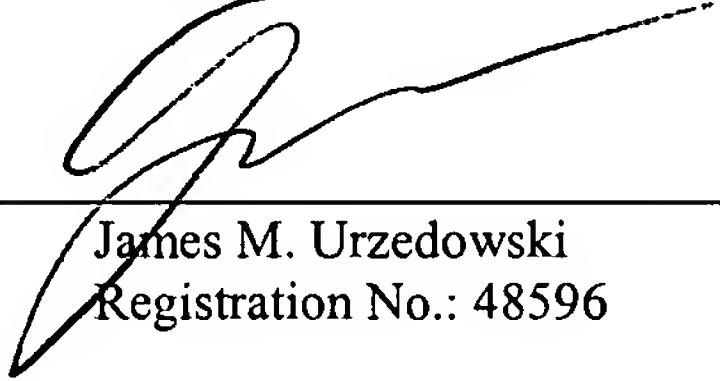
The undersigned is empowered to sign this statement of ownership certificate on behalf of the assignee.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: March 15, 2004

By: \_\_\_\_\_

  
James M. Urzedowski  
Registration No.: 48596

6109 Blue Circle Drive, Suite 2000  
Minnetonka, MN 55343-9185  
Telephone: (952) 563-3000  
Facsimile: (952) 563-3001

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## UTILITY/DESIGN PATENT

Docket No. S63.2-6769

## ASSIGNMENT

WHEREAS, I(we), Brian J. Brown; Michael Davis; David Friesen; Timothy J. Ley; Sean P. Skubitz  
residing at 178 Jandel Avenue, Hanover, MN 55341; 22020 Stratford Place, Shorewood, MN 55311; 8149  
Sierra Parkway, Brooklyn Park, MN 55444; 668 Highway 96 West, Shoreview, MN 55126-1905; 1024 Island  
Lake Avenue, Shoreview, MN 55126  
have invented and own the entire United States right, title and interest in an invention for:

## IMPROVED LONGITUDINALLY FLEXIBLE EXPANDABLE STENT

disclosed in my application for United States Letter Patent filed:

- ☒ concurrently herewith  
☐ on \_\_\_\_\_ and assigned Serial No. \_\_\_\_\_; and

I hereby authorize and request any attorney of Vidas, Arrett & Steinkraus, P.A., Suite 2000, 6109 Blue Circle Drive, Minnetonka, MN 55343-9131, to insert the filing date and application number of said application above when known.

WHEREAS, SCIMED LIFE SYSTEMS, INC. ("Assignee"), a corporation organized and existing under and by virtue of the laws of the State of MINNESOTA, and having its principal place of business at One SciMed Place, Maple Grove, MN 55311-1566, is desirous of acquiring the entire right, title, and interest in and to said invention, to said application for any and all countries, to any and all Letters Patent, and to any and all Design Letters Patent of any and all countries which may be granted thereon;

NOW, THEREFORE, Be It Known that for good and valuable consideration, the receipt of all of which is hereby acknowledged, I(we) hereby sell, assign, and transfer unto Assignee, its successors, and assigns, the entire right, title and interest, legal and equitable, in and to said invention, to said application for any and all countries, to any and all Letters Patent, and to any and all Design Letters Patent of any and all countries which may be granted thereon; and the Commissioner of Patents and Trademarks is hereby authorized and requested to issue all Letters Patent and all Design Letters Patent which may be granted to said invention to Assignee.

Dated: Nov 18, 98

First Inventor's Signature:  
First Inventor's Name:

Brian J. Brown  
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